

In The Court Of Appeal Of The State Of California

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Sixth Appellate District

San Jose, California

MONDAY, JANUARY 7, 2008

H029630 PEOPLE v. USHIKOSHI

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy, J.)

Filed January 7, 2008

H030945 PEOPLE v. CLEMONS

By the Court*:

Appellant's petition for rehearing is denied.
Filed: January 7, 2008

*Before Rushing, P.J., Premo, J. and Elia, J.

TUESDAY, JANUARY 8, 2008

The following cases are submitted this date:

H031558 PEOPLE v. SANTOS

H030836 PEOPLE v. JUAREZ

H031569 PEOPLE v. REDMOND

H031655 PEOPLE v. GONZALEZ

H031669 PEOPLE v. MURRIETA

H031256 PEOPLE v. REYES

H031041 PEOPLE v. LE

H031676 PEOPLE v. SCHULZ

H031430 PEOPLE v. HARPER

H031094 SEPEHRDAD v. SEPERHDAD

H031531 BECKER v. BRAZINSKY, et al.

H030870 In re OLIVIA S., et al.; D.F.C.S. v. RENEE S., et al.

H031831 PEOPLE v. PALACIOS

H031260 PEOPLE v. BRINGAZI

H031610 PEOPLE v. CHAVEZ

H030576 PEOPLE v. REYNARD

H031491 PEOPLE v. SIMMONS

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Premo, J.; Rushing, P.J.; Elia, J.; and LaNae Brooks, Deputy Clerk.

H030337 PEOPLE v. BAUTISTA

Cause called and argued by Judith Sklar, Deputy District Attorney, appearing for Appellant and by Meredith Fahn appearing for Respondent. Cause ordered submitted.

H030113 PEOPLE v. LOPEZ

Cause called and argued by Steven Schorr appearing for Appellant and by Amy Haddix, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Tuesday, January 8, 2008 (continued)

H031546 SUSAN REYES, et al. v. CHEVRON USA, INC.

Cause called and argued by Keith A. Robinson appearing for Appellants and by Mary-Christine Sugaila appearing for Respondent. Cause ordered submitted.

H030827 SCS DEVELOPMENT COMPANY, et al. v. CITY OF SAN JOSE

Cause called and argued by David P. Lanferman appearing for Appellant and by Steven B. Dippell appearing for Respondent. Cause ordered submitted.

H030086 SIROUS MAALI, et al. v. HAMID ABTAHI

Cause called with John Francis Ruzzo appearing for Appellant and Scott Frederick March appearing for Respondents. Counsel waive oral argument. Matter is ordered submitted. Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Rushing, P.J.; Premo, J.; Elia, J.; and W. Magsaysay, Deputy Clerk.

H030606 PEOPLE v. DERBY

Cause called and argued by Silas Geneson appearing for Appellant and by Sharon R. Wooden, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H030416 PEOPLE v. SEGURA

Cause called and argued by Jean Matulis appearing for Appellant and by Moona Nandi, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H031317 SUTTER'S PLACE v. SUPERIOR COURT; CITY OF SAN JOSE

Cause called and argued by James McManis appearing for Petitioner and by Colleen D. Winchester, Deputy City Attorney, appearing for Real Party in Interest. Cause ordered submitted.

H030767 KRINSKY v. DOE 6

Cause called and argued by Lawrence T. Hoyle appearing for Appellant and by Robert W. Pearce appearing for Respondent. Cause ordered submitted. Court adjourns.

In The Court Of Appeal Of The State Of California

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Sixth Appellate District

San Jose, California

WEDNESDAY, JANUARY 9, 2008

The following case is submitted this date:
H031771 PEOPLE v. GARCIA

THURSDAY, JANUARY 10, 2008

H031188 In re HANNAH M.; D.F.C.S. v. SUSAN K.; MELANIE K., et al.

(Filed modification of opinion with no change in the judgment.) The petitions for rehearing are denied. (not published)

(Premo, J., Rushing, P.J., Elia, J.)

Filed January 10, 2008

H028021 VOICES OF THE WETLANDS v. CALIFORNIA STATE WATER RESOURCES CONTROL BOARD, et al.

(Filed modification of opinion with no change in the judgment.) The petition for rehearing is denied. (published)

(McAdams, J., Bamattre-Manoukian, Acting P.J., Duffy, J.)

Filed January 10, 2008

H031794 In re ALICE M.; MONTEREY COUNTY DSES v. TAMMY L.

By the Court:

On the court's own motion, the submission order in the above-entitled matter dated December 11, 2007, is hereby vacated. The application of California State Association of Counties for permission to file a late amicus curiae brief in support of respondent is granted and the clerk is directed to file said brief forthwith. Appellant may serve and file an answer within 18 days of the date of this order. The cause will be resubmitted upon filing of the answer to the amicus curiae brief or the expiration of the time to file said answer.

Dated: January 10, 2008 Mihara, Acting P.J.

H031212 PEOPLE v. PEREZ

The judgment is reversed. The matter is remanded for a determination of the truth of the prior narcotics conviction allegation, and for resentencing in accordance with the results of the proceedings on remand (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed January 10, 2008

H030341 EICHORN, et al. v. PALM, INC.

The order denying class certification is affirmed. (not published)

(Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)

Filed January 10, 2008

Sixth Appellate District

San Jose, California

FRIDAY, JANUARY 11, 2008

H030596 ROYBAL, et al. v. GOVERNING BOARD OF THE SALINAS CITY
ELEMENTARY SCHOOL DISTRICT, et al.

The judgment is modified to strike the order awarding
attorney fees to petitioners under section 1021.5. In all other
respects the judgment is affirmed. The parties shall bear their
own costs on appeal. (not published)

(Elia, J.; We concur: Rushing, P.J., Premo, J.)

Filed January 11, 2008

H031245 PEOPLE v. BLANTON

The judgment is hereby modified to reflect that the
concurrent term imposed for the vandalism count is stayed
pursuant to Penal Code section 654. The trial court is ordered to
file an amended abstract of judgment reflecting this modification
and to forward a certified copy of the amended abstract to the
Department of Corrections. The modified judgment is affirmed.

(not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy,
J.)

Filed January 11, 2008

H030404 MILLER, et al. v. STATE OF CALIFORNIA

By the Court*:

Respondent's petition for rehearing is denied.

Filed: January 11, 2008

*Before Rushing, P.J., Premo, J. and Elia, J.

H031120 FOOTHILL-DEANZA COMMUNITY COLLEGE DISTRICT v. EMERICH,
et al.

By the Court*:

Appellant Emerich's petition for rehearing is denied.

Filed: January 11, 2008

*Before Rushing, P.J., Premo, J. and Elia, J.